

Panaji, 12th June, 1986 (Jyaistha 22, 1908)

SERIES I No. 11

OFFICIAL GAZETTE

GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Department of Personnel and Administrative Reforms

Notification

5/3/85-PER(I)

In exercise of the powers conferred by sub-rule (2) of Rule 9, sub-rule (2) of Rule 12 and Rule 24 of the Central Civil Services (Classification, Con-

trol and Appeal) Rules, 1965, read with item (iii) of Serial No. 4 of Part III and item (iii) of Serial No. 1 of Part IV of the Schedule appended thereto, the Administrator of Goa, Daman and Diu in supersession of the Notifications issued in this respect from time to time, hereby specifies, in relation to the posts mentioned in column 2 of the Schedule appended hereto, the following appointing authorities, the disciplinary authorities, the penalties which the said disciplinary authorities may impose and the appellate authorities in the corresponding entries in columns 3, 4, 5 and 6, respectively of the said Schedule.

SCHEDULE

Sr. No.	Description of post	Appointing Authority	Authority competent to impose penalties and which it may impose (with reference to item numbers in Rule 11)		Appellate Authority
			Authority	Penalties	
1	2	3	4	5	6
1.	All Group 'C' and 'D' posts in the Office of the Rajya Sanik Board.	Secretary, Rajya Sanik Board.	Secretary, Rajya Sanik Board.	All	Chief Secretary.

By order and in the name of the Administrator of Goa, Daman and Diu.

N. P. Gaunekar, Under Secretary (Personnel).

Panaji, 6th May, 1986.

Public Works and Urban Development Department
Goa, Daman and Diu Housing Board

Notification

GDHB/EST/5(38)/77/683/86

The Goa, Daman and Diu Housing Board in exercise of the powers conferred under section 13, 15, 16 and 129 of the Goa, Daman and Diu Housing Board Act, 1968, hereby makes the following regulations amending the Goa, Daman and Diu Housing Board Cadre, recruitment of staff, functions, powers and sphere of duties of officers and other Employees Regulations 1974 published in Official Gazette Series III, No. 11 dated 10th June, 1976, Official Gazette Series I, No. 14 dated 3rd June, 1980, Official Gazette, Series I, No. 15 dated 19-7-1983, Official Gazette, Series I, No. 27 dated 10th October, 1983 and Official Gazette, Series I, No. 47 dated 23rd February, 1984 namely.

Short title. — (i) These regulations shall be called the Goa, Daman and Diu Housing Board Cadre,

Recruitment of Staff, functions, powers and sphere of duties of Officers and other Employees (Sixth Amendment) Regulations 1985.

(ii) They shall come into force with immediate effect.

2. In the existing entry in column 11 against the post of Assistant Secretary, the following entry shall be substituted.

"Promotion: Superintendent with 5 years service in the grade after regular appointment.

Transfer on deputation

Suitable Officers holding analogous post under the State or Central Government (period of deputation not exceeding three years)."

For and on behalf of the Board.

S. S. Sukhthankar, Secretary.

Panaji, 24th February, 1986.

Finance Department

Expenditure, Revenue and Control Branch

Notification

2/3/85-Fin (R & C)

In exercise of the powers conferred by section 4 of the Goa, Daman and Diu Toddy Tappers Welfare Fund Act, 1984 (17 of 1985), the Government of Goa, Daman and Diu, after consultation with the recognised toddy tappers association, hereby frames the following Scheme so as to amend the Goa, Daman and Diu Toddy Tappers' Welfare Fund Scheme, 1985, namely:—

1. *Short title and commencement.*—(1) This Scheme may be called the Goa, Daman and Diu Toddy Tappers' Welfare Fund (Amendment) Scheme, 1986.

(2) It shall come into force at once.

2. *Amendment of clause 3.*—In clause 3 of the Goa, Daman and Diu Toddy Tappers' Welfare Fund Scheme, 1985—

- (i) the figure (1) shall be omitted;
- (ii) in sub-clause (ii), for the word "four" the word "six" shall be substituted;
- (iii) after item (d) of sub-clause (ii), the following items shall be inserted, namely:—
 - "(e) Director of Institute of Public Assistance.
 - (f) one representative from the Directorate of Agriculture.
 - (g) A co-ordinator to be co-opted by the Board from among the officers of the Excise Department";
- (iv) In sub-clause (iii), for the word "Three", the word "Five" shall be substituted; and
- (v) in item (b) of sub-clause (iii), for the word "two" the word "four" shall be substituted.

By order and in the name of the Administrator of Goa, Daman and Diu.

K. M. Nambiar, Under Secretary (Finance Exp.).

Panaji, 4th June, 1986.

Law Department

Legal Affairs Branch

Notification

LD/8/3/85-L.A.B.

The Judges (Protection) Act, 1985 (No. 59 of 1985) which was passed by Parliament and assented to by the President of India on the 6th September, 1985, and published in the Gazette

of India, Extraordinary, Part II, Section 1 dated 9-9-1985 is hereby republished for the general information of the public.

B. S. Subbanna, Under Secretary to the Government of Goa, Daman and Diu.

Panaji, 8th January, 1986.

The Judges (Protection) Act, 1985

AN

ACT

for securing additional protection for Judges and others acting judicially and for matters connected therewith.

Be it enacted by Parliament in the Thirty-sixth Year of the Republic of India as follows:—

1. *Short title and extent.*—(1) This Act may be called the Judges (Protection) Act, 1985.

(2) It extends to the whole of India except the State of Jammu and Kashmir.

2. *Definition.*—In this Act, "Judge" means not only every person who is officially designated as a Judge, but also every person—

(a) who is empowered by law to give in any legal proceeding a definitive judgment, or a judgment which, if not appealed against, would be definitive, or a judgment which, if confirmed by some other authority, would be definitive; or

(b) who is one of a body of persons which body of persons is empowered by law to give such a judgment as is referred to in clause (a).

3. *Additional protection to Judges.*—(1) Notwithstanding anything contained in any other law for the time being in force and subject to the provisions of sub-section (2), no court shall entertain or continue any civil or criminal proceeding against any person who is or was a Judge for any act, thing or word committed, done or spoken by him when, or in the course of, acting or purporting to act in the discharge of his official or judicial duty or function.

(2) Nothing in sub-section (1) shall debar or affect in any manner the power of the Central Government or the State Government or the Supreme Court of India or any High Court or any other authority under any law for the time being in force to take such action (whether by way of civil, criminal, or departmental proceedings or otherwise) against any person who is or was a Judge.

4. *Saving.*—The provisions of this Act shall be in addition to, and not in derogation of, the provisions of any other law for the time being in force providing for protection of Judges.

Notification

LD/1/9/85-(D)/Part file

The International Airports Authority (Amendment) Act, 1985 (Act No. 72 of 1985) which is passed by Parliament and assented to by the President of India on 20th December, 1985 and published in the Gazette of India, Extraordinary, Part II, Section 1 dated 24th December, 1986 is hereby republished for the general information.

B. S. Subbanna, Under Secretary (Law) to the Government of Goa, Daman and Diu.

Panaji, 28th May, 1986.

The International Airports Authority (Amendment) Act, 1985

AN
ACT

to amend the International Airports Authority Act, 1971.

Be it enacted by Parliament in the Thirty-sixth Year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the International Airports Authority (Amendment) Act, 1985.

2. *Amendment of section 36.*—In section 36 of the International Airports Authority Act, 1971 (hereinafter referred to as the principal Act),—

(a) after sub-section (2), the following sub-section shall be inserted and shall be deemed always to have been inserted, namely:—

“(2A) The power to make rules conferred by clauses (a) and (c) of sub-section (2) shall include the power to give retrospective effect, from a date not earlier than the date of commencement of this Act, to such rules or any of them but no retrospective effect shall be given to any rule so as to prejudicially affect the interests of any person to whom such rule may be applicable.”;

(b) in sub-section (3), for the words “in two successive sessions and if before the expiry of the session in which it is so laid or the session immediately following”, the words “in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid” shall be substituted.

3. *Amendment of section 37:*—In section 37 of the principal Act, after sub-section (2), the following sub-sections shall be inserted, namely:—

“(3) The power to make regulations conferred by clause (b) of sub-section (2) shall include the power to give retrospective effect, from a date not earlier than the date of commencement of this Act, to such regulations or any of them but no retrospective effect shall be given to any regulation so as to prejudicially affect the interests of any person to whom such regulation may be applicable.

(4) The Central Government shall cause every regulation made under this section to be laid, as soon as may be after it is made, before each House of Parliament, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the regulation, or both Houses agree that the regulation should not be made, the regulation shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that regulation.”.

4. *Validation.*—(1) The International Airports Authority of India (Conditions of Service of the Chairman and other whole-time Members) Rules, 1973 (hereafter in this section referred to as the 1973 Rules) published with the notification of the Government of India in the then Ministry of Tourism and Civil Aviation No. S.O. 717(E), dated the 29th November, 1973, shall be deemed to be, and to have always been, made under section 36 of the principal Act as amended by clause (a) of section 2 of this Act, and accordingly, the 1973 Rules shall not be deemed to be invalid or ever to have become invalid merely on the ground that they were made with retrospective effect.

(2) Every order made or purporting to have been made by the Central Government under rule 7 of the 1973 Rules before the date of commencement of this Act and any action or thing taken or done under such order shall be and shall be deemed always to have been as valid and effective as if such order had been included in and formed part of that rule.

Establishment Branch

Office of the Chief Electoral Officer

Notification

3-4-79/ELEC-Vol. I

The following Notification No. 56/84-XXII dated 1st April, 1986 issued by the Election Commission of India, New Delhi is hereby published for general information.

B. S. Subbanna, Deputy Chief Electoral Officer.

Panaji, 13th May, 1986.

Election Commission of India

Nirvachan Sadan, Ashok Road, New Delhi - 110001

Dated the 1st April, 1986. Chaitra 11, 1908 (S)

Notification

S.O.—Whereas the Election Commission of India is satisfied that as a result of its poll performance at the simultaneous general elections to the

House of the People from Assam State and the Legislative Assembly of Assam State held in December, 1985, the 'United Minorities Front, Assam' is entitled for recognition as a State Party in the State of Assam in terms of paragraph 6 of the Election Symbols (Reservation and Allotment) Order, 1968;

And whereas the Commission has decided to recognise the United Minorities Front, Assam as a State Party in the State of Assam and reserve the election symbol 'Ladder' for the said party in that State; and

Now, therefore, in pursuance of clauses (b) and (d) of sub-paragraph (1) and sub-paragraph (2) of paragraph 17 of the Election Symbols (Reservation and Allotment) Order, 1968, the Election Commission hereby makes the following amendments in its notification No. 56/84-I, dated the 13th November, 1984, published in the Gazette of India, Extraordinary, Part II, Section 3(iii), dated the 16th November, 1984, as amended from time to time, namely:—

(i) In table 2 of the said notification, against the State of Assam; under columns 2 and 3 of the Table, the entries "3. United Minorities Front, Assam ... Ladder", shall be added; and

(ii) In Table 4 of the said notification against the entry "2. Assam" mentioned in column 1 thereof, the entry "11. Ladder" specified in column 2 thereof shall be deleted and the existing entries 11 to 20 shall be renumbered as 10 to 19.

The recognition granted to the above mentioned political party in subject to the following conditions:—

(i) the party shall communicate to the Commission without delay any change in its name and head office, office bearers and their addresses and political principles, policies and objectives and any change in any other material matters;

(ii) the party shall intimate the Commission immediately whenever any amendments are issued to party constitution alongwith the relevant documents like the notice for meeting, minutes of the meeting where the amendments have been carried out;

(iii) the party shall maintain all the records like minutes books, accounts books, membership register, receipt books, etc.;

(iv) the said records shall be open for inspection any time by the authorised representative (s) of the Commission; and

(v) the recognition granted shall be reviewed by the Commission from time to time.

[No. 56/84-XXII]

By order,

(R. P. BHALLA)

SECRETARY